

**NINETY-THIRD LEGISLATIVE DAY
TUESDAY, APRIL 8, 2003**

House of Representatives

The House convened at 10:45 a.m., the Speaker in the Chair.

Roll call showed all 70 members present.

Prayer was offered by Chaplain Jim Hardenbrook.

The Pledge of Allegiance was led by Brenton Baldwin, Page.

Approval of Journal

April 8, 2003

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Ninety-second Legislative Day and recommend that same be adopted as corrected.

FIELD(18), Chairman

Mrs. Field(18) moved that the report be adopted. Seconded by Mrs. Boe. Report adopted.

**Consideration of Messages from the
Governor and the Senate**

OFFICE OF THE GOVERNOR
Boise

April 4, 2003

The Honorable Bruce Newcomb
Speaker of the House

Dear Mr. Speaker:

I have the honor to advise you that I have signed today and am transmitting to the Secretary of State the following House Bills, to wit:

H 11, H 59, as amended in the Senate, **H 149, H 248, H 255**, as amended in the Senate, **H 305, H 313, H 321, H 331, H 353, H 354, H 355**, and **H 361**

Very truly yours,
/s/ DIRK A. KEMPTHORNE
Governor

OFFICE OF THE GOVERNOR
Boise

April 7, 2003

The Honorable Bruce Newcomb
Speaker of the House

Dear Mr. Speaker:

I have the honor to advise you that I have signed today and am transmitting to the Secretary of State the following House

Bills, to wit:

H 110, as amended, as amended in the Senate, and **H 174**, as amended, as amended in the Senate

Very truly yours,
/s/ DIRK A. KEMPTHORNE
Governor

April 8, 2003

Mr. Speaker:

I transmit herewith enrolled **S 1133**, as amended, for the signature of the Speaker.

WOOD, Secretary

The Speaker announced he was about to sign enrolled **S 1133**, as amended, and, when so signed, ordered it returned to the Senate.

April 7, 2003

Mr. Speaker:

I return herewith enrolled **H 167**, as amended, **H 333, H 17**, as amended, **H 198**, as amended, **H 377, H 384, H 83, H 363, H 382, HJM 10, H 335**, as amended, **H 336**, as amended, **H 337, H 338, H 369, H 358, H 65**, as amended in the Senate, **H 301**, as amended in the Senate, **H 169**, as amended, as amended in the Senate, and **H 218**, as amended in the Senate, which have been signed by the President.

WOOD, Secretary

Enrolled **H 167**, as amended, **H 333, H 17**, as amended, **H 198**, as amended, **H 377, H 384, H 83, H 363, H 382, H 335**, as amended, **H 336**, as amended, **H 337, H 338, H 369, H 358, H 65**, as amended in the Senate, **H 301**, as amended in the Senate, **H 169**, as amended, as amended in the Senate, and **H 218**, as amended in the Senate, were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

Enrolled **HJM 10** was referred to the Judiciary, Rules, and Administration Committee for delivery to the Secretary of State.

April 7, 2003

Mr. Speaker:

I return herewith **H 283**, as amended, **H 284, H 44, H 387**, and **H 385** which have passed the Senate.

WOOD, Secretary

H 283, as amended, **H 284, H 44, H 387**, and **H 385** were referred to the Judiciary, Rules, and Administration Committee for enrolling.

Report of Standing Committees

April 8, 2003

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled **HCR 29, HJM 11, H 279**, and **H 367**.

FIELD(18), Chairman

The Speaker announced he was about to sign enrolled **HCR 29, HJM 11, H 279, and H 367**, and, when so signed, ordered them transmitted to the Senate for the signature of the President.

April 8, 2003

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled **H 370, H 371, H 322, H 228, H 306, H 270, H 319, H 326, H 160**, as amended, and **H 199**, as amended, as amended in the Senate, to the Governor at 9:15 a.m., as of this date, April 7, 2003.

FIELD(18), Chairman

April 8, 2003

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration **S 1175** and **S 1178** and recommend that they do pass.

DEAL, Chairman

S 1175 and **S 1178** were filed for second reading.

There being no objection, the House advanced to the Eleventh Order of Business.

Third Reading of Bills and Joint Resolutions

H 394 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Snodgrass and Mr. Sayler to open debate.

The question being, "Shall **H 394** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bauer, Bedke, Bell, Bieter, Black, Block, Boe, Bolz, Bradford(Larsen), Campbell, Cannon, Clark, Collins, Crow, Cuddy, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jaquet, Jones, Kellogg, Lake, Langhorst, Martinez, McGeachin, McKague, Meyer, Miller, Mitchell, Moyle, Naccarato, Nielsen, Raybould, Ridinger, Ring, Ringo, Robison, Rydalch, Sali, Sayler, Schaefer, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Tilman, Trail(Young), Wills, Wood, Mr. Speaker. Total -- 66.

NAYS -- Kulczyk, Langford, Schaefer. Total -- 3.

Absent and excused -- Roberts. Total -- 1.

Total -- 70.

Whereupon the Speaker declared **H 394** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Denney asked unanimous consent that **S 1170** be placed at the top of the Third Reading Calendar. There being no objection, it was so ordered.

S 1170 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. Boe, Mr. Jones, and Mr. Nielsen to open debate.

The question being, "Shall **S 1170** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bauer, Bedke, Bell, Bieter, Black, Block, Boe, Bolz, Bradford(Larsen), Campbell, Cannon, Clark, Collins, Crow, Cuddy, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jaquet, Jones, Kellogg, Kulczyk, Lake, Langford, Langhorst, Martinez, McGeachin, McKague, Meyer, Miller, Mitchell, Moyle, Naccarato, Nielsen, Raybould, Ridinger, Ring, Ringo, Robison, Rydalch, Sali, Sayler, Schaefer, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Tilman, Trail(Young), Wills, Wood, Mr. Speaker. Total -- 69.

NAYS -- None.

Absent and excused -- Roberts. Total -- 1.

Total -- 70.

Whereupon the Speaker declared **S 1170** passed the House. Title was approved and the bill was ordered returned to the Senate.

Mr. Denney asked unanimous consent that the remaining bills on the Third Reading Calendar retain their places for one Legislative Day. There being no objection, it was so ordered.

There being no objection, the House advanced to the Sixteenth Order of Business.

Adjournment

Mr. Denney moved that the House adjourn until 8:30 a.m., Wednesday, April 9, 2003. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:52 a.m.

BRUCE NEWCOMB, Speaker

ATTEST:

PAMM JUKER, Chief Clerk